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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT TACOMA

7 JOHN ROBERT DEMOS JR.,
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9 Plaintiff,
10 v.
11 Defendants.

No. 2:21-CV-1248-BJR-DWC

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

12 UNITED STATES, *et al.*,

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The Court, having reviewed the Report and Recommendation (“R&R) of Magistrate
Judge David W. Christel, Plaintiff’s objections to the Report and Recommendation, and the
remaining record, hereby adopts the R&R and dismisses the proposed complaint without
prejudice.

As the R&R observed, Plaintiff has exceeded his limit of three IFP applications in a
single year, all dismissed as frivolous, malicious, or for failure to state claim. *See, e.g., Demos v.
Pence, et al.*, No. C21-109-BHS (W.D. Wash.); *Demos v. Dominion Voting Systems, et al.*, No.
C21-110-RAJ (W.D. Wash.); *Demos v. Holbrook, et al.*, No. C21-217-RJB (W.D. Wash.);
Demos v. Federal PREA Reporting Office, 2:21-cv-01221-RAJ (W.D. Wash. Sept. 14, 2021).
Furthermore, his objections to the R&R lack merit. As an abusive litigant subject to a pre-filing
bar order, Demos is required to demonstrate that he is in “imminent danger of serious physical
injury” to proceed IFP. *See Demos v. Lehman*, MC99-113-JLW (W.D. Wash. Aug. 23, 1999). He
has failed to do so, alleging voter fraud (with no supporting factual allegations) but nothing
approaching “imminent danger of serious physical injury.”

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1 Plaintiff's IFP motion (Dkt. 1) is therefore DENIED, and the Proposed Amended
2 Complaint (Dkt. 1-1) is DISMISSED WITHOUT PREJUDICE. The Clerk is directed to CLOSE
3 this case and SEND copies of this Order to Plaintiff and to the Hon. David W. Christel.

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5 DATED this 13th day of October, 2021.

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8 Barbara Jacobs Rothstein
9 U.S. District Court Judge

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